

# Anti-Human Trafficking Legislative Package

## Bill Summaries

**HB128/SB 1035** requires rather than permits that restitution to the victim be paid by the defendant for the offenses of patronizing prostitution, trafficking for commercial sex acts, solicitation of a minor for sexual purposes, and enlisting or paying a minor to engage in child pornography.

**HB129/SB 0466** expands the offense of solicitation of a minor to include solicitations by adults, that if completed, would constitute trafficking for commercial sex acts, patronizing prostitution, promoting prostitution or aggravated sexual exploitation of a minor.

**HB130/SB 1033** has three parts:

- revises the prohibition and penalty provisions of this bill to make is a Class D felony offense for any person to promote travel for prostitution by selling or offering to sell travel services that the person knows to include travel for the purpose of engaging in what would be prostitution if occurring in the state. "Travel services" includes transportation by air, sea, road or rail, related ground transportation, hotel accommodations, or package tours, whether offered on a wholesale or retail basis.
- adds the purchase of another person for the purpose of providing a commercial sex act to the types of conduct that constitute the criminal offense of trafficking a person for a commercial sex. Under present law, the offense of trafficking a person for a commercial sex is generally punished as a Class B felony, except where the victim of the offense is a child under 15 years of age, or where the offense occurs on the grounds or facilities or within 1,000 feet of a public or private school, secondary school, preschool, child care agency, public library, recreational center, or public park, in which case the offense is a Class A felony.
- Substitutes the present law definition of "sexual servitude" for the present law definition of "commercial sex act".

**HB 358/SB 1038** adds various sexual offenses to the organized crime definitions so that criminal offenses involving racketeering and unlawful debts can be applied to certain offenders.

**HB416/SB1029** adds to the definition of criminal gang offenses trafficking for commercial sex acts and receipt, or intended receipt, of income, benefit, property, money or anything of value from the commission of trafficking for commercial sex acts.

**HB520/ SB1032** raises the classification of the offense of promoting prostitution of a minor from a Class E felony to a Class A or B felony

**HB521/SB 1030** disallows as a defense to offenses of soliciting sexual exploitation of a minor, aggravated sexual exploitation of a minor and especially aggravated sexual exploitation of a minor that the minor consented to the conduct constituting the offense.

**HB709/SB 1028** disallows as a defense to offenses of soliciting sexual exploitation of a minor, aggravated sexual exploitation of a minor and especially aggravated sexual exploitation of a minor that the minor consented to the conduct constituting the offense.

**HB710/SB 1034** provides that it is grounds for the termination of a person's parental rights that the parent is convicted of trafficking for commercial sex acts and the parent's child is one of the victims of the offense.

**HB742/SB 1027** provides that victims 13 and under of trafficking for commercial sex acts and patronizing prostitution may, under certain circumstances, testify outside the courtroom by closed circuit television.

**HB919/SB 1036** establishes human trafficking task force.

**HB920/ SB 1031** removes as a defense ignorance or mistake of fact concerning the age of a minor to the offenses of patronizing prostitution and soliciting sexual exploitation of a minor.

**HB1050/SB 1390** adds a person who physically possesses or controls a child to those from whose custody a child can be removed if the child is subject to an immediate threat to the child's health or safety and there is no less drastic alternative to removal.